

Senate Study Bill 3100 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON MCCOY)

A BILL FOR

1 An Act relating to permissible forms of ownership of
2 transmission facilities subject to a joint agreement for
3 generating, purchasing, or otherwise acquiring electric
4 power and energy.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 390.1, subsection 9, Code 2011, is
2 amended to read as follows:

3 9. *“Own” and “ownership”* in the case of transmission
4 facilities, including substations and associated facilities,
5 ~~which are located in whole or in part in Iowa,~~ may include
6 the right to the use of an amount of the capacity of the
7 facilities, if the joint agreement so provides. *“Own” and*
8 ~~*“ownership”* in the case of transmission facilities, including~~
9 ~~substations and associated facilities, does not~~ may include
10 ~~those which are located in states which are not contiguous to~~
11 Iowa a joint facility located in this state or outside this
12 state.

13 Sec. 2. NEW SECTION. **390.8A Transmission facility**
14 **ownership.**

15 In addition to the powers conferred upon a city or electric
16 power agency elsewhere in this chapter, a city or electric
17 power agency may acquire ownership interest in a transmission
18 facility, including ownership of the capacity of such facility,
19 within this state or in any other state for the purpose
20 of participating with other utilities in transmission to
21 be operated by a regional transmission organization or an
22 independent transmission operator approved by the federal
23 energy regulatory commission. For purposes of this section,
24 *“electric power agency”* means the same as defined in section
25 390.9.

26 EXPLANATION

27 This bill expands the definition of *“ownership”* of
28 transmission facilities subject to a joint agreement between
29 participants, which may include a city, electric cooperative,
30 or privately owned utility company, to include facilities
31 located outside the state of Iowa. Currently, Code section
32 390.1, subsection 9, restricts ownership to facilities which
33 are located within Iowa or in states contiguous to Iowa.

34 The bill provides that in addition to other powers
35 conferred upon a city or electric power agency, a city or

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1 electric power agency may acquire ownership interest in a
2 transmission facility, including ownership of the capacity
3 of such facility, within Iowa or in any other state for the
4 purpose of participating with other utilities in transmission
5 to be operated by a regional transmission organization or an
6 independent transmission operator approved by the federal
7 energy regulatory commission.